

SENATE CONCURRENT RESOLUTION NO. 39

To authorize the state of Missouri and its political subdivisions to implement energy savings performance contracting.

WHEREAS, energy efficiency, conservation, and consumption have significant cost implications to the state of Missouri; and

WHEREAS, cost savings policies affect buildings owned or operated by the state by and through its state agencies, departments, colleges, and universities, and buildings owned or operated by governmental subdivisions of the state, including but not limited to, cities, counties, and school districts; and

WHEREAS, facility alteration, service, or operations designed to reduce energy consumption or operating costs while ensuring state and local building code compliance provides further cost benefits to the state; and

WHEREAS, reducing costs necessitates evaluating and recommending energy conservation and facility improvement measures by qualified providers experienced in the design, implementation, and installation or energy conservation, and who have the ability to provide labor, materials, and performance bonds necessary to bring to completion such projects; and

WHEREAS, energy conservation measures may include, but are not limited to, automated or computerized energy control and facility management systems or computerized maintenance management systems, replacement, or modification of lighting fixtures and systems, energy recovery systems, cogeneration systems, and window and door system modifications designed to reduce energy consumption; and

WHEREAS, such energy conservation measures must be implemented without adversely impacting the natural environment, including air and water pollution, energy use, development outside compact urban areas and contribution to urban sprawl:

NOW THEREFORE BE IT RESOLVED that the members of the Missouri Senate, Ninety-Second General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby request that the Governor, the state of Missouri, and its governmental subdivisions herein described to enter into contracts for the implementation of any energy conservation or facility improvement measures so long as such entities:

- (1) Obtain a report from a qualified provider containing recommendations concerning the costs of installation, modifications, or remodeling, including costs of design, engineering, maintenance, repairs, and financing; and
- (2) The report shall guarantee to such governmental entity an amount of cost savings in energy or operating costs if such installation, modification, or remodeling is performed by that qualified provider; and

BE IT FURTHER RESOLVED that prior to such governmental unit entering into such contract, it shall solicit bids, or competitive sealed proposals from qualified providers awarding the contract to a qualified provider that best meets the needs of the governmental entity, which need

not be the lowest cost provider; and

BE IT FURTHER RESOLVED that energy savings shall be guaranteed by the qualified provider for the entire term of the contract, and such reductions in energy consumption and cost savings attributable to the energy conservation and facility improvement measures shall be periodically provided in writing to the contracting governmental entity; and

BE IT FURTHER RESOLVED that the Secretary of the Senate be instructed to prepare properly inscribed copies of this resolution for the Governor for his approval or rejection pursuant to the Constitution of Missouri.

Unofficial
Resolution
Copy